



04-14-04

Image RCE \$ 1600

PATENT FORM (5/00)

U.S. DEPARTMENT OF COMMERCE  
PATENT AND TRADEMARK OFFICE

# REQUEST FOR CONTINUED EXAMINATION (RCE)

## TRANSMITTAL FORM (37 C.F.R. § 1.114)

DOCKET NO.  
12013/56301

APPLICATION SERIAL NO.  
09/542,935

EXAMINER  
Brian Whiteman

ART UNIT  
1635

INVENTOR(S):  
Maria PALASIS

Mail Stop RCE  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

This is a **request for continued examination** under 37 C.F.R. § 1.114 (RCE) of pending application Serial No. 09/542,935 filed on April 4, 2000, entitled INSERTABLE OR IMPLANTABLE MEDICAL DEVICES SUITABLE FOR GENE THERAPY REGIMES.

The following constitute the submission **required** by 37 C.F.R. § 1.114(a) and is attached:

- ☒ **Response and Amendment Under 37 C.F.R. § 1.116**, in response to the Final Office Action dated February 19, 2004.  
☐ Information Disclosure Statement  
☐ Drawing Changes

1. The filing fee for this RCE and the required amendment/submission is calculated below. The fee below is calculated based on the status of the claims after the entry of the attached amendment/submission. The fee for any new additional claims is included with this RCE, the fee for previously entered additional claims having already been paid.

	CLAIMS REMAINING AFTER AMENDMENT	MINUS	HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT NUMBER EXTRA*	RATE (\$) PER CLAIM	FEE (\$)
BASIC FEE						770.00
TOTAL CLAIMS	28		51	0	18.00	0.00
INDEPENDENT CLAIMS	3		3	0	84.00	0.00
MULTIPLE DEPENDENT CLAIM					280.00	
				*Number extra must be zero or larger	TOTAL	770.00
	If Applicant is a small entity under 37 C.F.R. §§ 1.9 and 1.27, then divide total fee by 2, and enter amount here.					SMALL ENTITY TOTAL 0.00

04/15/2004 RHEBRAHT 00000018 110600 09542935

01 FC:1801 770.00 DA

2. Please charge the required RCE and submission filing fee of **\$770.00** to the deposit account of **Kenyon & Kenyon**, deposit account number **11-0600**.
3. A copy of this transmittal is enclosed

Respectfully submitted,

Dated: April 12, 2004

By: Elizabeth M. Wieckowski  
Elizabeth M. Wieckowski, Reg. No. 42,226

**\*26646\***

**26646**

PATENT TRADEMARK OFFICE

**KENYON & KENYON**  
One Broadway  
New York, New York 10004  
(212) 425-7200 (telephone)  
(212) 425-5288 (facsimile)